

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

GARY L. BLANKENSHIP,)	8:08CV442
)	
Petitioner,)	
)	
v.)	MEMORANDUM
)	AND ORDER
COCKRELL, Caseworker - Pod 4,)	
and BAKEWELL, Warden,)	
)	
Respondents.)	

This matter is before the court on its own motion. On October 21, 2008, the court entered a Memorandum and Order requiring Petitioner to either pay the court's \$350.00 filing fee or submit a request for leave to proceed in forma pauperis. (Filing No. 4.) The court warned Petitioner that failure to comply with the court's Memorandum and Order would result in dismissal of this action without further notice. (Id.) Petitioner has not paid the filing fee or submitted a request for leave to proceed in forma pauperis. (See Docket Sheet.)

IT IS THEREFORE ORDERED that:

1. This matter is dismissed without prejudice.
2. A separate judgment will be entered in accordance with this Memorandum and Order.

December 9, 2008.

BY THE COURT:

s/Richard G. Kopf
United States District Judge